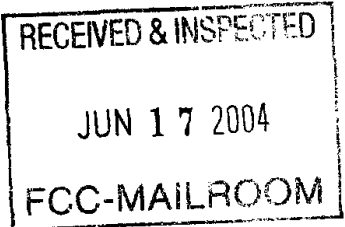


**BANKSTON, GRONNING, O'HARA,  
SEDOR, MILLS, GIVENS & HEAPHEY**

A PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW  
601 W. 5<sup>TH</sup> AVENUE, SUITE 900  
ANCHORAGE, ALASKA 99501  
(907) 276-1711  
FACSIMILE (907) 279-5358  
WWW.BANKSTON.TO



WILLIAM M. BANKSTON  
LEA E. FILIPPI  
JON T. GIVENS  
CHRIS D. GRONNING  
CHRISTOPHER J. HEAPHEY  
PAMELA J. KEELER

MICHAEL R. MILLS  
BARBRA Z. NAULT  
STEVEN T. O'HARA  
JOHN M. SEDOR  
BRIAN J. STIBITZ  
THOMAS V. WANG, JR.

June 11, 2004

via FIRST CLASS MAIL

Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street S.W.  
Washington D.C. 20554

Re: CC Docket No. 02-6  
*Request for Review / Request for Waiver / Appeal*  
Billed Entity No. 145573  
Billed Entity Name: Southwest Region School District  
471 Application No. 311369  
Funding Request No. 814327  
Our File No.: S1411-219

Dear Sir or Madam Secretary:

Our law firm represents the Southwest Region School District (District). This letter is submitted to appeal and request review of the School and Libraries Division (SLD)'s April 13, 2004 denial of funding with respect to Funding Request No. (FRN) 814327 for Funding Year 2002 due to an allegedly untimely filing of the District 486 form for that FRN number. I am the District's authorized representative with respect to this appeal.

I. FACTS

A. The Southwest Region School District Is Precisely The Type Of Entity Congress Intended To Assist With The Universal Services Program

The Southwest Region School District is a small rural school district located in remote western Alaska.<sup>1</sup> The overwhelming majority of the District's students are Yupik Eskimos.<sup>2</sup> One of the primary aims of the Universal Service Program is to promote

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<sup>1</sup> See **Exhibit A**.

<sup>2</sup> See, *id.*

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telecommunications use and access among Native Americans, including Native Alaskans.<sup>3</sup> The FCC has emphasized that its “primary objective” is to “ensure that schools and libraries benefit from the Schools and Libraries Universal Service support mechanism as contemplated by the statute.” *See, In the matter of Naperville Community School District 203*.<sup>4</sup> The District respectfully submits that, under the unique circumstances of this case, the FCC’s goal of providing telecommunications access to school districts, particularly rural districts, far outweighs any administrative burden created by granting the District’s request and/or by adopting a rule which would grant similar requests in the future.

B. The District Timely Submitted An Electronic Form 486

The District timely filed a Form 471 seeking funding for seven categories of service with individual FRN numbers assigned to them.<sup>5</sup> The District’s request was approved in a funding commitment decision letter dated September 9, 2002. On October 7, 2002, the District timely submitted a Form 486 by Express Mail making reference to six of the seven FRN numbers, leaving one number (for telecommunications service) omitted because services had not yet begun.<sup>6</sup> On December 4, 2002, the District began to receive service relating to the previously unsubmitted FRN number 814327. This FRN number represented a request for reimbursement of telecommunication services totaling \$450,000 and was to be funded at a 90% rate. The high rate of funding reflects the District’s status as a rural district in an economically underdeveloped region of the state. On December 26, 2002, the District electronically filed a Form 486 acknowledging receipt of the services which began on December 4.<sup>7</sup> This form was filed just 22 days into the 120-day period for timely filing.

C. The District Relied On The Instructions For The Electronic Form 486

The SLD encourages recipients to submit Form 486 receipt of service forms online.<sup>8</sup> The instructions for online filing assure school districts that “the online system is designed to help you file successfully, and using the online system will ensure that your Form 486 meets minimum processing standards and is data entered into our system

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<sup>3</sup> See **Exhibit B**.

<sup>4</sup> File No. SLD-203343, CC Dockets No. 96-45 and 97-21 (2001) (Naperville).

<sup>5</sup> See **Exhibit C**.

<sup>6</sup> See **Exhibit D**.

<sup>7</sup> See **Exhibit E**.

<sup>8</sup> See **Exhibit F** at p.8.

correctly."<sup>9</sup> The instructions for the Form 486 state in at least three locations that use of the electronic form will "ensure" correct filing.<sup>10</sup> In contrast, the instructions for filing a paper Form 486 notify applicants that the form will be reviewed for minimum processing standards and may be returned to applicants if it is not correctly filled out.<sup>11</sup> The instructions for electronic filing do not make any reference to minimum processing standards. Even though the District had successfully filed previous Form 486s via mail, the District relied on the SLD website's representations about the benefits and security of the electronic Form 486 and submitted its final Form 486 electronically. This was the first time the District ever submitted a Form 486 electronically.<sup>12</sup>

D. The District's Form 486 Vanished In SLD's Computer System

The District's Form 486 vanished in SLD's computer files. David Piazza states in his sworn affidavit that the District submitted its electronic Form 486 on December 26 and he retained a copy of the document that was electronically transmitted to SLD which is attached as **Exhibit E**. The document was labeled "Form 486Y5-2," to clearly indicate that it was the District's second Form 486 submitted for that year.<sup>13</sup> The Form 486 contained the correct billed entity number, the correct funding year, and correct contact information for the District. It made reference to the correct Form 471 application and service provider identification numbers and was submitted using the District's correct user identification and pin number. The document was assigned a Form 486 application number and was accepted electronically when District representative David Piazza clicked the "submit" icon after completing the application.

The electronic Form 486 contains the following caution: "If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action." Neither the Form 486 instructions, nor the form itself, indicate that an application may be disposed of without notice to the applicant. Nevertheless, that appears to be precisely what happened in this instance. As the District later realized, the District had erroneously submitted a FRN number that had previously been sent in to SLD in October. The District understands that due to a quirk in the electronic system, the District's electronic submission in December essentially vanished without being reviewed and is nowhere stored in SLD's records. It is as if SLD received the application, noticed that it did not meet the minimum processing

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<sup>9</sup> See **Exhibit F** at p.9.

<sup>10</sup> See **Exhibit F** at pp.9, 10, and 18.

<sup>11</sup> See **Exhibit F** at p.9.

<sup>12</sup> See **Exhibit G**, Affidavit of David Piazza.

<sup>13</sup> See **Exhibit E** at p.1.

standards due to the incorrect FRN number, and threw it in the trash. The District was later alerted to the problem by its service provider (which called to inquire why its invoices were not being paid) and filed a third Form 486 via mail on August 28, 2003.<sup>14</sup> Because August 28 fell outside the 120-day deadline which began to run on December 4, SLD would only fund FRN no. 814327 from May 1 forward (based, apparently, on the receipt date of the paper Form 486, adjusted by 120 days back to May 1).<sup>15</sup> On April 13, 2004, the SLD denied the District's request to adjust the start of services date to December 4, or accept the late-filed form. This appeal follows.

## II. ARGUMENT

The District respectfully requests that, based on the preceding facts, the FCC either (1) waive the minimum process standards and deem the District's application timely filed when it was originally submitted on December 26, 2002, or (2) waive the 120-day deadline and deem the District's August 28, 2003 application timely filed. Alternatively, the District asserts that the Agency may not deny funding based upon failure to meet the 120-day deadline because the District did not "knowingly" fail to meet the deadline.

### A. The District Did Not "Knowingly" Violate The 120-Day Deadline

The statute establishing the Universal Services Program provides that denial of funding for failure to submit a Form 486 may be based only upon a "knowing failure" to comply with the deadlines.<sup>16</sup> This is not a case where the District knew about the deadline and simply failed, through inactivity, neglect, or bad weather to file a timely application. This is not a case where the District forgot about the deadline. The District's original, timely Form 486 was submitted in the good faith belief that it met SLD's requirements. Instead of notifying the District that the certification was incorrect (which is what would have occurred had the certification been submitted in paper, and which is what the District believed would occur if the certification was deficient), SLD's computers electronically threw the District's Form 486 in the trash without any further review or notice to the District.

While it is true that the District did not receive a confirmation of its Form 486, the District's experience was that confirmations were delayed by several months. In the case

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<sup>14</sup> See **Exhibit H**.

<sup>15</sup> See **Exhibit J**.

<sup>16</sup> See 47 U.S.C.A. § 254(h)(5)(F) ("Any school that knowingly fails to comply with the application guidelines . . . shall not be eligible for services at discounted rates . . .")

of the District's August application, for instance, the delay was nearly three months. Thus, the District did not have actual notice that its certification had been rejected and it is unreasonable to contend that the District "should have known" there was an error based upon the failure to receive a confirmation when confirmations were routinely delayed. The District did not know, nor could it have known, that it had failed to timely file. Thus, the statute does not permit a denial of funding.

B. The District's Requested Relief Will Not Create an Administrative Burden Because Even A cursory Review By SLD Would Have Caught The Error

A brief review of the District's previously filed Form 486 or Form 471 would have immediately revealed the mistake and could have lead to corrective action. The District had requested reimbursement for nearly \$450,000 and that request was denied without process, notice to the District, or any investigation by SLD of the reason for denial. Under any cost benefit analysis, surely a request for nearly \$450,000 in funding warrants at least a few moments of administrative time to investigate what should have been an obvious and correctable error. The District would also note that administrative costs for the Universal Services Program run at less than 3% and that the USAC was directed to "rollover \$420 million in unused funds" from prior years.<sup>17</sup> In light of the availability of funds to "rollover" into subsequent years, and the admirably low overhead administrative cost, the District respectfully submits that it is not reasonable to deny a nearly \$450,000 funding request based on an easily discernible error on a receipt form that no one at SLD (apparently) even looked at. The District would also note that denying the District's request will create a substantial disincentive for any district to use the electronic filing system given that it appears to present greater, and not lesser, risks of improper filing. The need to maintain administrative efficiency simply does not warrant a denial of funding in this case. In fact, the SLD would substantially undermine its aim of administrative efficiency in the long run if the more efficient electronic process carries unreasonable risks and discourages entities from using that system.

C. The FCC May Waive The 120-Day Deadline Or Deem The Form 496 Filed On December 26

Both the FCC and the federal courts permit an agency to either deem a document timely filed, or to waive the filing deadline, if special circumstances apply. The District notes that the FCC in this case has the authority to waive the applicable deadline because the FRN number represented a request for telecommunication services, and not internet

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<sup>17</sup> See Exhibit K.

services.<sup>18</sup> As noted *infra*, it is also important that the District's misfiling was not a "knowing" violation of the 120-day deadline. Just as was in the case in *Eastern Lebanon* and *Naperville*, the District made a good faith effort to comply with the deadline by filing its original, substantially correct, Form 486 early in the funding year and filed its corrected version shortly after being apprised of the mistake. The District did not receive notice of the incorrect FRN number in time to submit an amended certification within the 120-day deadline. The District was using the electronic Form 486 for the first time and relied on assurances in the form's instructions and on the form itself that use of the electronic form would "ensure" proper filing. The District expected that if the document was not properly filed, the District would receive its application back, a deficiency notice, or a request for additional information, none of which occurred. Moreover, the District had previously filed a Form 486 document certifying that it was in compliance with CIPA, which means that the District's December 26 served no purpose other than to acknowledge receipt of services for one FRN number which had already been "funded" in SLD's commitment letter.

The FCC held in *Eastern Lebanon* that a rule or deadline may be waived where the particular facts make strict compliance inconsistent with the public interest. The District respectfully requests that the FCC find that, as in *Eastern Lebanon* and *Naperville*, that waiver of the 120-day deadline, or relaxation of the minimum processing guidelines is in the public interest and satisfies the core aim of the Universal Services Project. The Agency could achieve the same result by relaxing the minimum processing guidelines and deeming the form to have been correctly filed on December 26, even though it had the wrong FRN number.

C. The Federal Courts Have Held That The Public May Rely On The Proper Functioning Of Government Electronic Databases

The federal courts have specifically acknowledged that relief may be granted to a member of the public who relies on an inaccurate internet information service and thereby fails to file documents in accordance with established deadlines. In *Hollins v. Dept. of Corrections*,<sup>19</sup> the 11<sup>th</sup> Circuit Court of Appeals considered whether it should permit an individual to file an appeal from a district court order more than 14 months after the order had been entered. The appellant had failed to timely file because his

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<sup>18</sup> See, e.g., *Request for Review by Eastern Lebanon County School District*, Federal State Joint Board on Universal Service, File No. SLD-232946, CC docket nos. 96-46 and 97-21, Order, 18 FCC RCD 5466 (granting waiver request for telecommunication services for funding year 2001 where SLD unduly delayed notifying applicant of incomplete FCC Form 486).

<sup>19</sup> *Hollins v. Dept. of Corrections*, 191 F.3d 1324, 1327 (11<sup>th</sup> Cir. 1999).

attorney had relied on the district court's electronic docketing system maintained online, which erroneously failed to show entry of the court's final order from which appeal was to be taken. The court found that because the electronic docketing system was represented to be the "official electronic case information and court docket," it was reasonable for the appellant to rely on the information maintained on the electronic docket. The court permitted the appeal to be filed 14 months after it originally would have been due because the appellant had been "lulled by assurances," on the website that the order had not been entered.

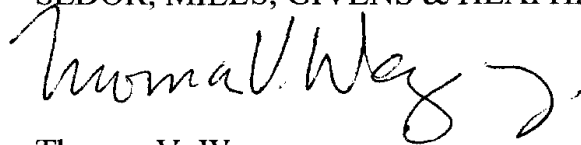
The circumstances in this case are analogous. The electronic Form 486 and its instructions specifically indicate that filing the form electronically "ensures" proper filing. The form also indicates that if there is any error, the form "may be returned." The form nowhere indicates that it might simply be denied or disposed of without providing any notice. And, as noted previously, because confirmation notices often arrived late, the absence of a confirmation notice did not alert the District to the filing problem. The District, therefore, respectfully submits that this case presents "unique circumstances" which justify either deeming the District's application to have been filed on December 26, or waiving the deadline for filing.

### III. CONCLUSION

For the reasons set forth herein, the District respectfully requests that full funding for FRN no. 814327 be reinstated.

Sincerely,

BANKSTON, GRONNING, O'HARA,  
SEDOR, MILLS, GIVENS & HEAPHEY, P.C.

A handwritten signature in black ink, appearing to read "Thomas V. Wang", with a stylized flourish at the end.

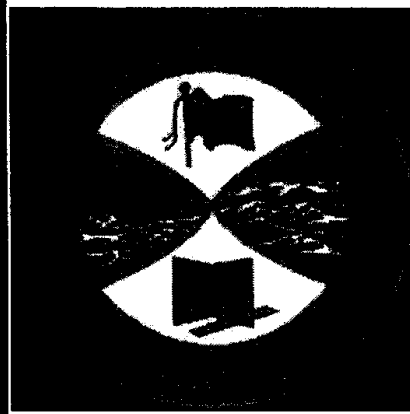
Thomas V. Wang

TVW/sll  
Enclosure  
S1411\219\LTRfccTVW1

cc: Southwest Region School District







## Southwest Region School District

**Mark Hiratsuka, Chief Executive Officer**

**P.O. Box 90**

**Dillingham, AK 99576**

**(907) 842-5287**

**(907) 842-5428 FAX**

**[info@dlg.swrsd.gcisa.net](mailto:info@dlg.swrsd.gcisa.net) E-Mail**

**The Southwest Region School District is committed to all students receiving an education that continuously affirms human diversity, that validates the history and culture of all ethnic groups, that is based on high expectations for academic success for every student, and that encourages students' and parents' active participation in the learning process.**

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[Location](#) | [Structure](#) | [Programs](#)  
[District Resources](#) | [SWRS Sites](#) | [Employment Opportunities](#)

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### **Our Location:**

Located on the southern coast of the Bering Sea, this region of southwest Alaska is bordered by the Bristol Bay to the south, the Kuskokwim Mountains to the west and north, and the Aleutian Range to the east. The beautiful Bristol Bay region is considered the "gateway" to the Wood-Tikchik Wilderness area. More king and red salmon are harvested in Bristol Bay than anywhere else in the world. Also nearby are the famous Walrus Islands.

Located 350 miles southwest of Anchorage, Dillingham is the largest community in the region. It serves as a hub to the rest of Bristol Bay and offers banking services, a regional hospital, restaurants, stores, hotels, State police, a public radio station, and an extension campus for the University of Alaska. Jet service is available between Anchorage and Dillingham.

The villages served by Southwest Region Schools are located from 20 to 125 miles away from the Central Office in Dillingham. Of the eight villages, only Aleknagik is accessible by road. All the other villages are accessed by air, primarily using small, single engine planes. Like Dillingham, the villages receive their freight, fuel, and mail by barge and air service during the summer months, and by air only during the winter.

All of the villages are populated primarily by Alaskan Yup'ik Eskimos. Most non-native village residents are employed as teachers. The region's primary economic base is commercial fishing in the summer, and subsistence hunting and fishing in the winter.

## **EXHIBIT A**

Average seasonal temperatures for the region range from 55 in the summer to 0 in the winter, although much colder temperatures are common in the winter.

Available outdoor recreational activities include fishing, hunting, boating, snowmobiling, and cross-country skiing.

### **Our Structure:**

The District began operations as a State funded Rural Educational Attendance Area (REAA) in 1976. Supplemental funds are also received from Public Law grants, and Federal programs such as Johnson O'Malley, Migrant Education, and Indian Education. Southwest Region School District's Central Office in Dillingham, serves as support to nine village schools. Centralized services include the superintendent's office, business operations, personnel, curriculum/instructional management, special education and counseling support, preschool support, State and Federal grants management, and facility maintenance and construction.

The current District enrollment for FY2002 is 759 students, K-12. These students are served by 91 certified and 88 classified staff members. The village schools are:

<b>Village</b>	<b>Grades</b>	<b>Enrollment</b>
Aleknagik	K-8	34
Clarks Point	K-8	17
Ekwok	K-8	34
Koliganek	K-12	71
Manokotak	K-12	148
New Stuyahok	K-12	175
Portage Creek	K-8	10
Togiak	K-12	258
Twin Hills	K-8	12

The School Board is comprised of seven regionally elected members. Serving as an advisory group to the Board, each village has a Community School Committee. Varying from three to five members, each "CSC" is locally elected and provides input to the Board and superintendent regarding the school administration, operations, programs, and general needs.

The four largest schools have full-time principals while the five smaller schools are assigned principal/teachers. The certified staff assigned to each school ranges from 1 to 25.

### **Our Programs:**

The Southwest Region School Board is committed to academic excellence for all school children. It is the desire of the Board that students graduating from District schools possess the fundamental attitudes, knowledge, and skills necessary to function successfully as citizens in their village and elsewhere in society.

In kindergarten through the eighth grade, a mastery learning philosophy is implemented through an

Outcome Based Education model. Language arts and math competencies are currently in place supported by a Criterion- Referenced Testing program. Other curricular areas are in the developmental stages. All elementary teachers are expected to use the identified competencies, along with individual students' C.R.T.'s, as the basis of instruction.

The District's high school program has a very unique delivery model and was designed by Southwest Region to meet the needs of students in rural Alaska. The model provides academic and life skill development to all students. At this level too, student performance standards are critical. Our curriculum provides integrated, application-based instruction, as well as experiences in career and post secondary exploration. Our goal is to ensure that students have the academic, technical, social, and vocational skills they will need for success after graduation.

The District also maintains support programs to both the regular elementary and secondary programs. Comprehensive special education, and counseling services are provided to all sites. These services are provided for all students from kindergarten through the twelfth grade, with District graduates also receiving post-secondary follow-up and support. Bilingual and Bicultural services are also provided at all sites. These services vary from community to community, and range from an intensive Yup'ik First Language program to a traditional cultural-based, English First Language program.

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©1998-2004, Southwest Region School District  
Gary Stevens, Ed. D., Interim Superintendent  
574 Kenny Wren Road  
P. O. Box 90  
Dillingham, AK 99576  
(907) 842 - 5287 Voice  
(907) 842 - 5428 FAX  
[info@dlg.swrsd.schoolaccess.net](mailto:info@dlg.swrsd.schoolaccess.net) E-Mail

For additional information regarding this site, please contact the [webmaster](#).

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## Native American Initiatives

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## Promoting Telecommunications Services Among Indians

The FCC's universal service programs are intended to ensure that consumers in all regions of the Nation have access to telecommunications services at affordable and reasonably comparable rates. There are currently four universal service programs, each designed to address a specific category of universal service needs. The high-cost program provides support for telephone service in high-cost areas of the country. The low-income program provides support to enable low-income consumers to obtain and retain telephone service. The schools and libraries program provides support to assist schools and libraries in purchasing telecommunications and information services. The rural health care program provides support to assist rural health care providers in purchasing telecommunications and information services. These programs are open to all eligible applicants, including Indians and Indian businesses. Moreover, as described below, the FCC is looking for ways to address specific universal service needs among Indians.

- [Fact Sheet on "Increasing Telephone Service in Indian Country"](#)

### May 2003

- **Order on Reconsideration and Order.** Addresses petitions for reconsideration of the Twelfth Report and Order, which adopted rules to provide additional targeted support to low-income consumers on tribal lands, and clarifies rules regarding the qualification criteria for enhanced Lifeline and Link-Up service (Dkt No. CC-96-45, Released 5/21/03) [FCC 03-115 Acrobat](#)

### October 2001

- **Order.** The Federal Communications Commission released an Order that finds that the FCC, not the South Dakota PUC, has jurisdiction to designate Western Wireless an ETC for service to tribal members on the Pine Ridge Reservation. (Dkt No. CC-96-45, Released 10/5/01) [FCC 01-284 Acrobat](#) | [Text](#)
- **Order.** The Federal Communications Commission released an Order that designates Western Wireless as an ETC for service to tribal members on the Pine Ridge Reservation in South Dakota. (Dkt No. CC-96-45, Released 10/5/01) [FCC 01-283 Acrobat](#) | [Text](#)

## EXHIBIT B

**January 2001**

- **Order.** Common Carrier Bureau releases Order granting the requests from Mescalero Apache Telecom, Inc. (Mescalero), GTE Southwest Incorporated (GTE), and Valor Telecommunications of New Mexico, LLC (Valor), for a waiver of the definition of "study area" contained in the Part 36 Appendix-Glossary of the Commission's rules. (Dkt No. CC-96-45, Released 1/18/01) DA No. 01-129 [Text](#) | [Word](#)
- **Order.** The Commission releases Order granting the request from Mescalero Apache Telecom, Inc., Petition for a waiver of Section 54.305 of the Commission's Rules.(Dkt No. CC-96-45, Released 1/18/01) FCC No. 01-13. [Text](#) | [Word](#)
- **Order.** Common Carrier Bureau releases Order granting the requests from ATEAC, Inc., Alaska Telephone Company, Arctic Slope Telephone Association Cooperative, Inc., Interior Telephone Company, Inc., Mukluk Telephone Company, Inc., and United-KUC, Inc. for waiver to effectuate sale of 13 exchanges comprising 23,796 access lines in Alaska: Grants waiver of the Part 36 (universal service) freeze on study area boundaries. (Dkt No. CC-96-45, Released 1/17/01) DA No. 01-101 [Text](#) | [Word](#)

*last reviewed/updated on 5/27/03*

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Federal Communications Commission  
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Exhibit #2 - Received 9/16/02  
Universal Service Administrative Company  
Schools & Libraries Division

**FUNDING COMMITMENT DECISION LETTER**

(Funding Year 2002: 07/01/2002 - 06/30/2003)

September 9, 2002

SOUTHWEST REGION SCHOOL DIST  
David J. Piazza  
574 KENNY WREN RD  
DILLINGHAM, AK 99576

Re: Form 471 Application Number: 311369  
Funding Year 2002: 07/01/2002 - 06/30/2003  
Billed Entity Number: 145573  
Applicant's Form Identifier: SWRS Year 5 #1

Thank you for your Funding Year 2002 E-rate application and for any assistance you provided throughout our review. We have completed review of your Form 471. This letter is to advise you of our decision(s).

**FUNDING COMMITMENT REPORT**

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. We have reviewed each Discount Funding Request on your Form 471 application and have assigned a Funding Request Number (FRN) to each Block 5. The enclosed report includes a list of the FRNs from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) upon the filing of your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that defines each line of the Report.

**NEXT STEPS**

**FILE FORM 486.** Once you have reviewed this letter and have determined that some or all of your requests have been funded, your next step to facilitate receipt of discounts as featured in this letter will be to file an FCC Form 486 with the SLD. The Form 486 notifies the SLD to begin payment to your service provider and provides certified indication that your technology plan(s) has been approved by an SLD certified Technology Plan Approver. The Form 486 and instructions and the list of SLD certified Technology Plan Approvers can be found on the SLD web site at <[www.sl.universalservice.org](http://www.sl.universalservice.org)> or you can call the SLD Client Service Bureau at 1-888-203-8100 and ask that the form be sent to you. The Form 486 dated July, 2001 in the lower right corner MUST be used for Funding Year 2002 and for any previous funding years. Submissions of earlier versions of the Form 486 will be returned to you and will not be able to be processed. As you complete Form 486, you should also contact your service provider to verify they have received notice from the SLD of your funding commitments. After the SLD processes your Form 486, we can process invoices for services that have been provided to you.

**DEADLINE FOR FORM 486.** Form 486 must be postmarked within 120 days of the Service Start Date featured on the Form 486 or within 120 days of the date of the Funding Commitment Decision Letter, whichever is later. If the Form 486 is postmarked after the later of those two dates, the date 120 days before the Form 486 postmark date will become the start date for discounted services. If the service start date is moved, your funding commitment may be reduced. You are advised to keep proof of the date of mailing of your form(s).

**EXHIBIT C**



**REVIEW CIPA REQUIREMENTS.** On December 21, 2000, the Children's Internet Protection Act (CIPA) was signed into law. That law requires schools and libraries that receive Universal Service discounts for certain services to adopt an Internet safety policy incorporating the use of filtering or blocking technology on computers with Internet access as a condition of receiving those discounts. Funding Year 2002 may be the Second Funding Year for purposes of CIPA for one or more schools and/or libraries represented on your Form 486. (Funding Year 2002 is the Second Funding Year for purposes of CIPA for a school or library if a Form 486 for internet access or internal connections was successfully data entered for Funding Year 2001. See the section of the Form 486 Instructions entitled "Impact of CIPA Requirements on Form 486" for more information on First, Second and Third Funding Years.) If Funding Year 2002 is the Second Funding Year for purposes of CIPA for one or more schools and/or libraries represented on your Form 486, those school(s) and/or library(ies) must certify that they are in compliance with CIPA unless state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification otherwise required. A school or library so prevented may request a waiver for Funding Year 2002. Certification(s) for purposes of CIPA and CIPA waiver request(s) must be made on the Form 486 or the Form 479, whichever is appropriate. See the Form 486 Instructions and the Form 479 Instructions for more information. You may also refer to the SLD web site at [www.sl.universalservice.org](http://www.sl.universalservice.org) or call the Client Service Bureau at 1-888-203-8100 for more information about Form 486, Form 479, and the requirements of CIPA.

**FILE FORM 472 (APPLICANT) or FORM 474 (SERVICE PROVIDER).** After a Form 486 has been properly filed, the SLD must receive an invoice from either the applicant or the service provider in order to make payments for approved discounts on eligible services. Form 472, Billed Entity Applicant Reimbursement (BEAR) Form, is filed by the applicant; Form 474, Service Provider Invoice Form, is filed by the service provider.

**NEW DEADLINES FOR INVOICES.** Invoices must be postmarked within 90 days of the last date to receive service or within 90 days of the date of the Form 486 Notification Letter, whichever is later. If an invoice is postmarked after the later of those two dates, payment will be denied.

#### TO APPEAL THESE FUNDING COMMITMENT DECISIONS

If you wish to appeal the Funding Commitment Decision(s) (FCD) indicated in this letter, your appeal must be RECEIVED BY THE SCHOOLS AND LIBRARIES DIVISION (SLD) WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which FCD Letter you are appealing. Indicate the relevant funding year and the date of the Funding Commitment Decision Letter. Your letter of appeal must also include the applicant name, the Form 471 Application Number, and the Billed Entity Number from the top of your FCD Letter.
3. Identify the particular Funding Request Number (FRN) that is the subject of your appeal. When explaining your appeal, include the precise language or text from the Funding Commitment Decision Letter that is at the heart of your appeal. By pointing us to the exact words that give rise to your appeal, the SLD will be able to more readily understand and respond appropriately to your appeal. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by calling the Client Service Bureau.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket Nos. 96-45 and 97-21 on the first page of your appeal to the FCC. Your appeal must be RECEIVED BY THE FCC WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by calling the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options because of continued substantial delays in mail delivery.

to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

#### NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the universal service mechanisms for schools and libraries. FCC Form 471 Applicants who have received funding commitments continue to be subject to audits and other reviews that SLD or the Federal Communications Commission may undertake periodically to assure that funds have been committed and are being used in accordance with all such requirements. If the SLD subsequently determines that its commitment was erroneously issued due to action or inaction, including but not limited to that by SLD, the Applicant, or Service Provider, and that the action or inaction was not in accordance with such requirements, SLD may be required to cancel these funding commitments and seek repayment of any funds disbursed not in accordance with such requirements. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

We look forward to continuing our work with you on connecting our schools and libraries through advanced telecommunications services.

Sincerely,

Schools and Libraries Division  
Universal Service Administrative Company

Enclosures

## A GUIDE TO THE FUNDING COMMITMENT REPORT

Attached to this letter will be a report for each E-rate funding request from your application. We are providing the following definitions.

**FUNDING REQUEST NUMBER (ERN):** A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to Applicants and Service Providers the status of individual discount funding requests submitted on a Form 471.

**FUNDING STATUS:** Each ERN will have one of three definitions: "Funded," "Not Funded," or "As Yet Unfunded."

1. An ERN that is "Funded" will be approved at the level that SLD determined is appropriate for that item. The funding level will generally be the level requested unless the SLD determines during the application review process that some adjustment is appropriate.
2. An ERN that is "Not Funded" is one for which no funds will be committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision," and amplification of that explanation may be offered in the section, "Funding Commitment Decision Explanation." An ERN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funding available for this Funding Year was insufficient to fund all requests.
3. An ERN that is "As Yet Unfunded" reflects a temporary status that is assigned to an ERN when the SLD is uncertain at the time the letter is generated whether there will be sufficient funds to make commitments for requests for internal connections at a particular discount level. For example, if your application included requests for discounts on both telecommunications services and internal connections, you might receive a letter with our funding commitment for your telecommunications funding requests and a message that your internal connections requests are "As Yet Unfunded." You would receive a subsequent letter(s) regarding the funding decision on your internal connections requests.

**SERVICES ORDERED:** The type of service ordered from the service provider, as shown on Form 471.

**SPIN (Service Provider Identification Number):** A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support mechanisms. A SPIN is also used to verify delivery of services and to arrange for payment.

**SERVICE PROVIDER NAME:** The legal name of the service provider.

**CONTRACT NUMBER:** The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on Form 471.

**BILLING ACCOUNT NUMBER:** The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on Form 471.

**EARLIEST POSSIBLE EFFECTIVE DATE OF DISCOUNT:** The first possible date of service for which the SLD will reimburse service providers for the discounts for the service.

**CONTRACT EXPIRATION DATE:** The date the contract expires. This will be present only if a contract expiration date was provided on Form 471.

**SITE IDENTIFIER:** The Entity Number listed in Form 471, Block 5, Item 22a will be listed. This will appear only for "site specific" ERNs.

**ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE RECURRING CHARGES:** Eligible monthly pre-discount amount approved for recurring charges multiplied by number of months of recurring service provided in the funding year.

**ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE NON-RECURRING CHARGES:** Annual eligible non-recurring charges approved for the funding year.

**PRE-DISCOUNT AMOUNT:** Amount in Form 471, Block 5, Item 23, Column I, as determined through the application review process.

DISCOUNT PERCENTAGE APPROVED BY THE SLD: This is the discount rate that the SLD has approved for this service.

FUNDING COMMITMENT DECISION: This represents the total amount of funding that the SLD has reserved to reimburse service providers for the approved discounts for this service for this funding year. It is important that you and the service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of discounts only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry may amplify the comments in the "Funding Commitment Decision" area.

FUNDING COMMITMENT REPORT

Form 471 Application Number: 311369  
Funding Request Number: 811698 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143002700 Service Provider Name: Nushagak Electric & Telephone  
Contract Number: T  
Billing Account Number: 907-842-5287  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2003  
Annual Pre-discount Amount for Eligible Recurring Charges: \$17,639.88  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-Discount Amount: \$17,639.88  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$15,875.89 - FRN approved as submitted

Funding Request Number: 811787 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143002686 Service Provider Name: Bristol Bay Tel. Coop. Inc.  
Contract Number: T  
Billing Account Number: 907-464-3344  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2003  
Annual Pre-discount Amount for Eligible Recurring Charges: \$5,777.88  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-Discount Amount: \$5,777.88  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$5,200.09 - FRN approved as submitted

Funding Request Number: 811860 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143002704 Service Provider Name: United Utilities Inc.  
Contract Number: T  
Billing Account Number: 907-493-5032  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2003  
Annual Pre-discount Amount for Eligible Recurring Charges: \$4,835.04  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-Discount Amount: \$4,835.04  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$4,351.54 - FRN approved as submitted

Funding Request Number: 813293 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143001199 Service Provider Name: GCI Communications Corp.  
Contract Number: T  
Billing Account Number: 001-770692  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2003  
Annual Pre-discount Amount for Eligible Recurring Charges: \$34,452.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$2,000.00  
Pre-Discount Amount: \$36,452.00  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$32,806.80 - FRN approved as submitted

FUNDING COMMITMENT REPORT

Form 471 Application Number: 311369  
Funding Request Number: 813999 Funding Status: Funded  
Services Ordered: Internet Access  
SPIN: 143001199 Service Provider Name: GCI Communications Corp.  
Contract Number: SAC05-037-2  
Billing Account Number: SA000230025  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2005  
Annual Pre-discount Amount for Eligible Recurring Charges: \$407,760.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$1,000.00  
Pre-Discount Amount: \$408,760.00  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$367,884.00 - FRN approved as submitted

X  
Funding Request Number: 814327 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143001199 Service Provider Name: GCI Communications Corp.  
Contract Number: SAC05-037-3  
Billing Account Number: SA000230025  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2005  
Annual Pre-discount Amount for Eligible Recurring Charges: \$450,480.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$9,000.00  
Pre-Discount Amount: \$459,480.00  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$413,532.00 - FRN approved as submitted

Funding Request Number: 839775 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143001199 Service Provider Name: GCI Communications Corp.  
Contract Number: SAC05-037-2  
Billing Account Number: SA000230025  
Earliest Possible Effective Date of Discount: 07/01/2002  
Contract Expiration Date: 06/30/2005  
Annual Pre-discount Amount for Eligible Recurring Charges: \$41,433.12  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$638.00  
Pre-Discount Amount: \$42,071.12  
Discount Percentage Approved by the SLD: 90%  
Funding Commitment Decision: \$37,864.01 - FRN approved as submitted



Exhibit #1

## Schools and Libraries Universal Service Receipt of Service Confirmation Form

FCC Form 486: To be completed by the Billed Entity  
Please read instructions before completing.

Estimated Average Burden Hours For First Submission: 15.0 hours  
For Subsequent Submissions: 1.5 hours

Applicant's Form Identifier

4 8 6 Y 5 - 1

### Block 1: Billed Entity Information

#### 1. Name of Billed Entity

S o u t h w e s t R e g i o n S c h o o l D i s t

#### 2. Billed Entity Number

0 0 0 0 1 4 5 5 7 3

#### 3. Funding Year

2 0 0 2

#### 4. Complete Mailing Address of Billed Entity

Street Address, P.O. Box or Route Number

P O B o x 9 0

City

D i l l i n g h a m

State

Zip Code

A K 9 9 5 7 6

Telephone Number

Extension

Fax Number

9 0 7 8 4 2 5 2 8 7

3 2 3

9 0 7

8 4 2 5 4 2 8

Email Address

p i a z z a d @ s w r s d . o r g





Entity Number 0000145573

Applicant's Form Identifier 486Y5-1

Contact Person David J. Piazza

Phone Number 907-842-5287

## 5. Contact Person Information

## Contact Person Name

D a v i d J . P i a z z a

## Street Address, P.O. Box or Route Number

P O B o x 9 0

## City

D i l l i n g h a m

State Zip Code

A K 9 9 5 7 6

Check the box next to the preferred mode of contact. (At least one box MUST be checked.)

Telephone Number

Extension

☒ Fax Number

9 0 7 8 4 2 5 2 8 7 3 2 3

9 0 7 8 4 2 5 4 2 8

## Email Address

p i a z z a d @ s w r s d . o r g

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE: The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the form will be used to inform the Schools and Libraries Division of the Universal Service Administrative Company that a billed entity, and/or the schools and libraries that it represents, has begun or has planned to begin to receive service after receiving a funding commitment approval pursuant to FCC Form 471.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, regulation, rule or order, your application may be referred to the federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

If you do not provide the information requested on the form, your application may be returned without action or your application may be delayed.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 15.0 hours for the first submission and 1.5 hours for subsequent submissions, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden, to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554.



Entity Number 0000145573

Applicant's Form Identifier 486Y5-1

Contact Person David J. Piazza

Phone Number 907-842-5287

## Block 2: Early Filing Information and CIPA Waiver Request

### 6a. Early Filing

CHECK THE BOX BELOW IF THE FRNS ON THIS FORM 486 ARE FOR SERVICES STARTING *ON OR BEFORE* JULY 31 OF THE FUNDING YEAR.

☒ The Funding Requests listed in Block 3 have been approved by SLD as shown in my Funding Commitment Decision Letter (FCDL). I have confirmed with the service provider(s) featured in those Funding Requests that these services will start on or before July 31 of the Funding Year.

**Remember:** Early filing using Item 6a is an option if and **ONLY** if services will start within the month of July of the relevant Funding Year, all relevant certifications in Block 4 can be accurately made, and the Form 486 is postmarked on or before July 31 of the Funding Year.

### 6b. CIPA Waiver

CHECK THE BOX BELOW IF YOU ARE REQUESTING A WAIVER OF CIPA REQUIREMENTS FOR THE SECOND FUNDING YEAR AFTER APRIL 20, 2001 IN WHICH YOU HAVE APPLIED FOR DISCOUNTS IF YOU AS THE BILLED ENTITY ARE THE ADMINISTRATIVE AUTHORITY.

I am providing notification that, as of the date of the start of discounted services, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and/or (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the schools or libraries represented in the Funding Request Number(s) on this Form 486 will be brought into compliance with the CIPA requirements before the start of the Third Funding Year after April 20, 2001 in which they apply for discounts.



Entity Number	0000145573	Applicant's Form Identifier	486Y5-1
Contact Person	David J. Piazza	Phone Number	907-842-5287

### Block 3: Service Information

7. Please provide the following information for each Form 471 Block 5 (Discount Funding Request) item for which the Billed Entity is indicating that the named Service Provider may begin submitting invoices to SLD. You will need your FCDL for some of the information required below.  
Remember: The FRNs listed below must be from the same Funding Year as is listed in Item 3, Block 1.  
If you need additional pages, please label them 4A, 4B, 4C, etc. and indicate the number in the space provided here: Page 4

	(A) 471 Application Number (10 digits) From FCDL	(B) Funding Request Number (FRN) (10 digits) From FCDL	(C) Billing Account Number (required if contained on your FCDL)	(D) Service Provider Name From FCDL	(E) Service Provider Identification Number (SPIN) (9 digits) From FCDL	(F) Funding Year Service Start Date* (Earliest Date that Discounts Will Begin) (*Cannot be before July 1 of the Funding Year for which you are requesting discounts.)
1	0 0 0 0 3 1 1 3 6 9	0 0 0 0 8 1 1 6 9 8	907-842-5287	Nushagak Elec. & Telephone Co	1 4 3 0 0 2 7 0 0	0 7 0 1 2 0 0 2
2	0 0 0 0 3 1 1 3 6 9	0 0 0 0 8 1 1 7 8 7	907-464-3344	Bristol Bay Tele. Coop Inc	1 4 3 0 0 2 6 8 6	0 7 0 1 2 0 0 2
3	0 0 0 0 3 1 1 3 6 9	0 0 0 0 8 1 1 8 6 0	907-493-5032	United Utilities Inc	1 4 3 0 0 2 7 0 4	0 7 0 1 2 0 0 2
4	0 0 0 0 3 1 1 3 6 9	0 0 0 0 8 1 3 2 9 3	001-770692	GCI Comm. Corp.	1 4 3 0 0 1 1 9 9	0 7 0 1 2 0 0 2
5	0 0 0 0 3 1 1 3 6 9	0 0 0 0 8 1 3 9 9 9	SA000230025	GCI Comm. Corp.	1 4 3 0 0 1 1 9 9	0 7 0 1 2 0 0 2
6	0 0 0 0 3 1 1 3 6 9	0 0 0 0 8 3 9 7 7 5	SAC 05-037-2	GCI Comm. Corp.	1 4 3 0 0 1 1 9 9	0 7 0 1 2 0 0 2
7						
8						



0 4 8 6 0 1 0 4 0 2

Entity Number	<u>0000145573</u>	Applicant's Form Identifier	<u>486Y5-1</u>
Contact Person	<u>David J. Piazza</u>	Phone Number	<u>907-842-5287</u>

#### Block 4: Certifications and Signature

8. I certify that the technology plan(s) for the services received as indicated on this Form 486 have been approved as necessary. Fill in the name(s) of the organization(s) that reviewed and approved a technology plan for any eligible entity that is receiving services covered under this form; attach an additional list if necessary. If ALL of the FRNs listed herein are for basic telephone service only, write in "none" here.

S t a t e o f A l a s k a D e p a r t m e n t o f  
E d u c a t i o n & E a r l y D e v e l o p m e n t

9. I certify that the services listed on this Form 486 have been, are planned to be, or are being provided to all or some of the eligible entities identified in the Form 471 application(s) cited above. I certify that there are signed contracts covering all of the services listed on this Form 486 except for those services provided under tariff or month-to-month arrangements. I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

10. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services. I recognize that I may be audited pursuant to this application and will retain for five years any and all records, including Forms 479 where required, that I rely upon to complete this form and, if audited, will make available to the Administrator such records.

#### NOTES FOR COMPLETING THE CERTIFICATIONS IN ITEM 11

A Billed Entity who is the Administrative Authority must check Item 11a or 11b or 11c. Check only ONE item. Note that the certification in Items 11a and 11b are different for schools and for libraries. If the Billed Entity is not the Administrative Authority, skip to Item 11d.

A Billed Entity who represents one or more Administrative Authorities must check Item 11d or 11e. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")

A Billed Entity who represents one or more Administrative Authorities in Funding Years after Funding Year 2001 and who checks Item 11d must check Item 11f or 11g. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")

IF THIS FORM PERTAINS TO A FUNDING YEAR PRIOR TO FUNDING YEAR 2001 (THE FUNDING YEAR BEGINNING JULY 1, 2001), SKIP TO ITEM 12.



Entity Number 0000145573

Applicant's Form Identifier 486Y5-1

Contact Person David J. Piazza

Phone Number 907-842-5287

**11. FOR A BILLED ENTITY WHO IS THE ADMINISTRATIVE AUTHORITY:**

I certify that as of the date of the start of discounted services:

- a. ☒ (FOR SCHOOLS) the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- (FOR LIBRARIES) the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(l).
- b. ☐ (FOR SCHOOLS) pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.
- (FOR LIBRARIES) pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(l), the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.
- c. ☐ The Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) receiving discount services only for telecommunications services.

**FOR A BILLED ENTITY WHO REPRESENTS ONE OR MORE ADMINISTRATIVE AUTHORITIES :**

1

I certify that as of the date of the start of discounted services:

- d. ☐ I certify as the Billed Entity for the consortium that I have collected duly completed and signed Forms 479 from all eligible members of the consortium.
- e. ☐ I certify as the Billed Entity for the consortium that the only services that have been approved for discounts under the universal service support mechanism on behalf of eligible members of the consortium are telecommunications services, and therefore the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), do not apply.

**For Funding Years after Funding Year 2001: If you checked Item 11d above, check ONE of the boxes below:**

- f. ☐ I certify that some or all of the eligible consortium members checked Form 479 Item 6d to seek a CIPA Waiver, and upon request from the Administrator I can provide this information; OR
- g. ☐ I certify that no eligible consortium members checked Form 479 Item 6d to seek a CIPA Waiver.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

<sup>1</sup> See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities."

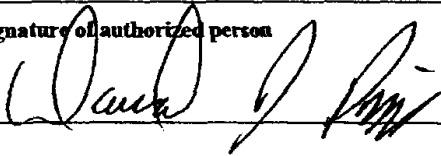


Do Not Write In This Area

Entity Number	0000145573	Applicant's Form Identifier	486Y5-1
Contact Person	David J. Piazza	Phone Number	907-842-5287

I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

12. Signature of authorized person



13. Date

1 0 7 2 0 0 2

14. Printed name of authorized person

D a v i d J . P i a z z a

15. Title or position of authorized person

T e c h n o l o g y C o o r d i n a t o r

16. Telephone number of authorized person

Extension

9 0 7 8 4 2 5 2 8 7 3 2 3

Please submit this form to:

SLD-Form 486  
P. O. Box 7026  
Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, send this form to:

SLD-Form 486  
c/o Ms. Smith  
3833 Greenway Drive  
Lawrence, Kansas 66046  
888-203-8100

